

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

February 16, 2010

DIVISION ONE

[illegible]

The judgment is affirmed.

Rothschild, J.

We concur: Mallano, P.J.
 Chaney, J.

DIVISION TWO

B208275 Bertie G. Hall (Not for Publication)
v.
Warren Pumps, LLC, et al.

The judgment is affirmed.

Boren, P.J.

We concur: Doi Todd, J.
 Chavez, J.

B214669 Julie Nieto
v.
Blue Shield of California Life & Health Insurance Company

Filed order denying petition for rehearing.

February 16, 2010 (Continued)

DIVISION TWO (continued)

B211602 The People
v.
Lexington National Insurance Corporation

Filed order certifying opinion for publication.

DIVISION THREE

B210918 John Hardin
 v.
 James Hunley

Filed order denying petition for rehearing.

B215223 James Hunley
v.
Darrell George, et al

Filed order denying petition for rehearing.

DIVISION FOUR

B198855 Sutton (Not for Publication)
v.
Interinsurance Exchange of the Automobile Club of Southern California

The judgment is affirmed. The parties are to bear their own costs on appeal.

Epstein, P.J.

We concur: Manella, J.
Suzukawa, J.

February 16, 2010 (Continued)

DIVISION FOUR (continued)

B209834 People (Not for Publication)
v.
Miramontes

The judgment is affirmed.

Manella, J.

We concur: Epstein, P.J.
Willhite, J.

B210315 Philip Alford (Not for Publication)
v.
Solomon Costanza, et al.

The attorney fee award is reversed. In all other respects, the judgment is affirmed. The case is remanded to the trial court to determine the appropriate attorney fee award.

Manella, J.

We concur: Epstein, P.J.
Willhite, J.

DIVISION FIVE

B215351 Daniel Raskov (Not for Publication)
v.
Stapke & Harris

The judgment is affirmed. Respondent(s) to recover costs.

Turner, P.J.

We concur: Armstrong, J.
 Mosk, J.

DIVISION FIVE (continued)

B211844 Debra Hutchings (Not for Publication)
 v.
 Daniel Drommerhausen

The judgment is affirmed. Respondent(s) to recover costs.

Turner, P.J.

We concur: Armstrong, J.
 Kriegler, J.

B213719 Debra Hutchings (Not for Publication)
 v.
 Daniel Drommerhausen

The order appointing a receiver and enjoining Daniel Drommerhausen III from interfering with the reciever is affirmed. The purported appeal from the stay order is dismissed. Debra Hutchings, in her capacity as trustee of the Drommerhausen Family, is awarded her costs on appeal from Mr. Drommerhausen.

Turner, P.J.

We concur: Armstrong, J.
 Kriegler, J.

B216349 People (Not for Publication)
 v.
 Thomas Martinez

The abstract of judgment is ordered modified to show appellant's true conviction date of October 14, 2008. The judgment of conviction is affirmed in all other respects.

Armstrong, J.

We concur: Turner, P.J.
 Kriegler, J.

DIVISION FIVE (continued)

B213743 George Deitch
 v.
 Wizard Gaming

Filed order denying petition for rehearing. Turner, P.J would grant rehearing.

DIVISION SIX

B212474 Gregg A. Berge, et al.
 v.
 Cambria Community Services District, et al.

Filed order denying petition for rehearing.

B209599 Alicia R. Lancashire
 v.
 Christopher W. Lancashire

The Court:

The above titled matter having been argued and submitted on December 9, 2009; IT IS ORDERED, that due to Presiding Justice Gilbert recusing himself, a new panel must be constituted to hear oral argument. Therefore, submission is vacated and the matter is ordered on calendar for April 14, 2010 at 1:30 p.m.

DIVISION SEVEN

B212710 People (Not for Publication)
v.
Diaz

The judgment is affirmed as modified. In accordance with this opinion, the clerk of the superior court shall prepare and deliver to the Department of Corrections and Rehabilitation an amended abstract of judgment that shows the correct presentence custody credit and the correct boxes are checked for the convictions on counts 11 and 12.

Woods, J.

We concur: Perluss, P.J.
Jackson, J.

B210251 People (Not for Publication)
v.
Rosales

The judgment is reversed in part and affirmed in part. As to the conviction on count 1, second degree murder, the judgment is reversed. As to the conviction on count 2, grossly negligent discharge of a firearm, the judgment is affirmed.

Woods, J.

We concur: Perluss, P.J.
Jackson, J.

February 16, 2010 (Continued)

DIVISION SEVEN (continued)

B211286 Jeffery Street
v.
Ramona Street

(Not for Publication)

The portion of the April 22, 2008, order modifying the monthly spousal support and the child support awards is reversed and remanded to the trial court with directions to reconsider these issues consistent with the views expressed in this opinion. Costs on appeal are awarded to appellant.

Woods, J.

We concur: Perluss, P.J.
Jackson, J.